

## REMARKS

### I. Summary of Office Action

The Examiner did not consider claims 30-39 as they are allegedly being directed to a distinct and non-elected invention.

Claims 1, 3, 4, 9, 10, and 26-29 were rejected under 35 U.S.C. § 112 for failing to comply with the written description requirement and the enablement requirement. Claims 4 and 9 are rejected under 35 U.S.C. § 112 for being indefinite.

Claims 1, 3, 10, and 26-29 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,714,987 to Amin *et al.* (hereinafter "Amin"). Claims 4 and 9 were rejected under 35 U.S.C. §103(a) as being unpatentable over Amin in view of U.S. Patent No. 6,725,425 to Rajan *et al.* (hereinafter "Rajan").

### II. Interview with the Examiner

Applicants, as represented by Mr. Kurt Dobbins, conducted an interview with the Examiner on October 2, 2007. Applicants thank the Examiner for granting the interview and for discussing with the Applicants the distinctions between the present invention and the cited prior art. Applicants proposed narrowing amendments to claim 1 to the Examiner during the interview, and the Examiner indicated that the proposed amendments would appear to sufficiently distinguish the claims from the cited prior art, dependent upon further and closer consideration of the references. The Examiner also noted that the proposed amendments appeared to overcome the rejections under 35 U.S.C. § 112, first paragraph.

### III. Applicants' Amendment

Claims 11-25 and 30-39 are cancelled. Applicants reserve the right to pursue the subject matter of claims 30-39 in one or more continuation or divisional applications.

Claims 1 is amended as proposed during the interview. Examiner indicated that the narrowing amendments would appear to sufficiently distinguish the claims from the cited prior art, dependent upon further and closer consideration of the references. In addition, the claims no longer recite phrases such as "quality of service" and "communication channel" that the

Examiner objected to. The Examiner noted that the amendments appeared to overcome the rejections under 35 U.S.C. § 112, first paragraph. Claims 4, 9, 10, and 26-28 are also amended in accordance with amendments made to claim 1.

Claims 4 and 9 are also amended to overcome the rejection under 35 U.S.C. § 112, second paragraph.

New claims 40-50 are added. These new claims depend on amended claim 1 and include additional features not disclosed in the prior art. Support for claim 40 can be found at, e.g., page 15, lines 25-29 of the specification. Support for claim 41 can be found at, e.g., page 12, lines 19-22 of the specification. Support for claim 42 can be found at, e.g., page 17, lines 24-25 of the specification. Support for claim 43-45 can be found at, e.g., page 12, lines 7-13 of the specification. Support for claim 46 can be found at, e.g., page 18, lines 13-18 of the specification. Support for claim 47 can be found at, e.g., page 27, lines 26-30 of the specification. Support for claims 49-50 can be found at, e.g., page 8, lines 4-7 of the specification.

Applicants respectfully submit that the present application, as amended, is in condition for allowance. Reconsideration and prompt allowance of the application are respectfully requested.

#### **IV. Authorization**

The Commissioner is hereby authorized to charge any additional fees which may be required for this Amendment, or credit any overpayment to deposit account no. 08-0219.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to deposit account no. 08-0219.

Respectfully submitted,

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